

**DILLINGHAM & MURPHY, LLP**  
Patrick J. Hagan, Esq., SBN 68264  
Edward E. Hartley, Esq., SBN 122892  
Rodrigo E. Salas, Esq., SBN 194462  
225 Bush Street, 6th Floor  
San Francisco, California 94104-4207  
Telephone: (415) 397-2700  
Facsimile: (415) 397-3300

Attorneys for Defendant  
BENETTON U.S.A. CORPORATION

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

ROBERT DISTER, on behalf of himself and  
all others similarly situated,

PLAINTIFFS,

vs.

BENETTON U.S.A. CORPORATION d/b/a  
UNITED COLORS OF BENETTON,

DEFENDANT

CASE NO. 07 1379 MJJ

**~~PROPOSED~~ STIPULATION AND  
ORDER RE: EXTENSION OF TIME TO  
RESPOND TO COMPLAINT AND  
CONTINUATION OF DEADLINES SET  
FORTH IN COURT'S INITIAL CASE  
SCHEDULE**

**Complaint Filed: March 8, 2007**

WHEREAS, the Complaint filed by plaintiff Robert Dister ("Plaintiff") was filed on  
March 8, 2007 against a single defendant, Benetton U.S.A. Corporation ("Defendant");

WHEREAS, on March 8, 2007 this Court issued its Order Setting Initial Case  
Management Conference And ADR Deadlines ("Initial Order");

WHEREAS, Defendant acknowledged receipt and service of the Complaint on April  
18, 2007;

WHEREAS, Defendant's response to the Complaint is due on May 18, 2007;

WHEREAS, the parties, through counsel, met and conferred on May 15, 2007 and  
agreed, in principle and subject to approval by this Court, of an extension of time to respond to  
the complaint and a continuation of the deadlines set forth in the Initial Order to allow the  
parties to assess the opinion by the United States Supreme Court in the matters of Safeco  
Insurance Company v. Burr (Case No. 06-84) and GEICO General Insurance Company v. Edo

(Case No. 06-100) concerning, inter alia, the standard for the determination of “willful” liability under the Fair Credit Reporting Act. An opinion is expected by the time the Court is expected to take its summer recess (approximately June 29, 2007)

WHEREAS, during the period encompassed by the proposed continuances, the parties intend to discuss the potential for early resolution of the claims in the complaint.

THEREFORE, and subject to approval by this Court, the parties STIPULATE as follows:

1. Defendant will respond to the complaint within twenty (20) days of the publication of the Supreme Court’s opinion in the Safeco and GEICO cases, but in no event later than July 19, 2007;
2. The parties last day to meet and confer re: initial disclosures, early settlement, ADR process selection, discovery plan, and to file joint ADR certification is continued from May 22, 2007 to July 19, 2007;
3. The parties last day to file Rule 26 initial disclosures, and file a joint case management conference statement is continued from June 5, 2007 to August 7, 2007; and
4. The initial case management conference is continued from June 12, 2007 to August 14, 2007.

SO STIPULATED:

Dated: May 18, 2007

KELLER GROVER, LLP

By                     /S/                      
Eric A. Grover  
Attorneys for Plaintiff

1 Dated: May 18, 2007

DILLINGHAM & MURPHY, LLP

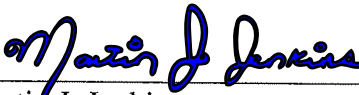
2  
3 By                     /S/                    

4 Edward E. Hartley  
5 Attorneys for Defendant

6 FOR GOOD CAUSE, SO ORDERED:

7 Dated:           May 24          , 2007

8  
9 By                     

  
10 Martin J. Jenkins  
11 UNITED STATES DISTRICT JUDGE  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28